

April 14 2010

Ed Smith
CLERK OF THE SUPREME COURT
STATE OF MONTANA

IN THE SUPREME COURT OF THE STATE OF MONTANA

NO. DA10-0192

Kerry N. Newcomer
Thorin A. Geist
P. MARS SCOTT LAW OFFICES
Attorneys for Appellant
2920 Garfield, Suite 200
P.O. Box 5988
Missoula, MT 59806
Phone: 406-327-0600
pleadings@pmarsscott.com

FILED

APR 14 2010

Ed Smith
CLERK OF THE SUPREME COURT
STATE OF MONTANA

MARGOT LUCKMAN HART,

Appellant,

vs.

SCOTT L. HART,

Appellee.

NOTICE OF APPEAL

NOTICE is given that Margot Luckman Hart, the Appellant above-named and who is the Respondent in that cause of action filed in the Fourth Judicial District Court, in and for the County of Missoula, as Cause No. DR-93-77700, hereby appeals to the Supreme Court of the State of Montana from the final judgment or order entered in such action on the 3rd day of March, 2010 and preceding orders.

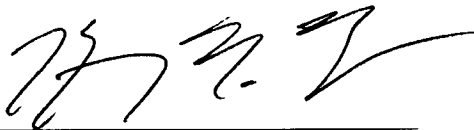
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THE APPELLANT FURTHER CERTIFIES:

1. That this appeal is subject to the mediation process required by M.R.App.P. 7, and the money judgment being sought is over \$5,000.00.
2. That this is not an appeal from an order certified as final under M.R.Civ.P. 54(b).
3. That the notice required by M.R.App.P.27 has been or will be given, within 11 days of the date hereof, to the Supreme Court and to the Montana Attorney General with respect to a challenge to the constitutionality of any act of the Montana Legislature.
4. That all available transcripts of the proceedings in these proceedings have been ordered from the court reporters contemporaneously with the filing of this notice of appeal.
5. That included herewith is the filing fee prescribed by statute.

DATED this 13th day of April, 2010.

P. MARS SCOTT LAW OFFICES

By: 

Kerry N. Newcomer
Attorneys for Appellant

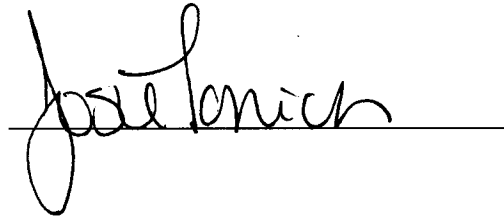
CERTIFICATE OF SERVICE

I hereby certify that I have filed the foregoing NOTICE OF APPEAL with the Clerk of the Montana Supreme Court; and that I have served true and accurate copies of the foregoing NOTICE OF APPEAL upon the Clerk of the District Court, each attorney of record, and each party not represented by an attorney in the above referenced District Court action as follows:

Kenneth R. Dyrud
Dyrud Law Offices, P.C.
P.O. Box 9109
Missoula MT 59807-9109

Shirley E. Faust, Clerk of District Court
Fourth Judicial District Court
Missoula County Courthouse
200 West Broadway
Missoula, Montana 59802

DATED this 13 day of April, 2010.

A handwritten signature in black ink, appearing to read "Joe L. Smith", is written over a horizontal line.

IN THE SUPREME COURT OF THE STATE OF MONTANA

NO. DA 10-0192

Kerry N. Newcomer
Thorin A. Geist
P. MARS SCOTT LAW OFFICES
Attorneys for Appellant
2920 Garfield, Suite 200
P.O. Box 5988
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CLERK OF THE SUPREME COURT
STATE OF MONTANA

MARGOT LUCKMAN HART,

Appellant,

vs.

SCOTT L. HART,

Appellee.

NOTICE OF TRANSCRIPTS

NOTICE is given that Respondent Margot Luckman Hart, the Appellant in the above-name case, hereby determines the following transcripts are necessary for appeal:

1. Transcript of the August 13th, 2008 hearing by Court Reporter Colleen Williamson;
2. Transcript of the June 22nd, 2009 hearing Court Reporter Colleen Williamson;
3. Transcript of the March 27th, 2009 hearing by Court Reporter

David E. Hix; and

4. Transcript of the October 1st, 2009 hearing Court Reporter Colleen Williamson.

The preceding transcripts have been previously prepared and are deemed necessary on appeal and Appellant requests the Court Reporters prepare such transcripts in the proper format for filing with the Supreme Court and service on Appellee.

It is further certified that financial arrangements were made with the Court Reporters before filing this Notice.

DATED this 13th day of April, 2010.

P. MARS SCOTT LAW OFFICES

By: 
Kerry M. Newcomer
Attorneys for Appellant

CERTIFICATE OF MAILING

I hereby certify that I filed the foregoing NOTICE OF TRANSCRIPTS with the Clerk of the Montana Supreme Court and that I have served true and accurate copies of the foregoing NOTICE OF TRANSCRIPTS upon the Clerk of District Court, each attorney of record, each Court Reporter from whom a transcript has been ordered, and each party not represented by an attorney in the above-referenced District Court action, as follows:

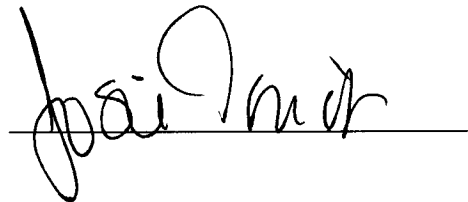
Kenneth R. Dyrud
Dyrud Law Offices, P.C.
P.O. Box 9109
Missoula MT 59807-9109

David Hix
Court Reporter Support Services, Inc.
1022 Grizzly Mtn Road
Missoula MT 59808

Colleen Williamson
Court Reporter
Department No. 1
Fourth Judicial District Court
200 West Broadway
Missoula, Montana 59802

Shirley E. Faust, Clerk of District Court
Fourth Judicial District Court
Missoula County Courthouse
200 West Broadway
Missoula, Montana 59802

DATED April 13, 2010.

A handwritten signature in black ink, appearing to read "David Hix", is written over a horizontal line.